

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 883 of 1996

For Approval and Signature:

Hon'ble MR.JUSTICE J.M.PANCHAL Sd/-

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1. Whether Reporters of Local Papers may be allowed
to see the judgements? No

2. To be referred to the Reporter or not? No

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3. Whether Their Lordships wish to see the fair copy
of the judgement? No

4. Whether this case involves a substantial question
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?No

5. Whether it is to be circulated to the Civil
Judge?No

FARUKH KASAMALI SAIYED

Versus

STATE OF GUJARAT

Appearance:

NANAVATY ADVOCATES for Petitioners

S.P.DAVE for Respondents.

CORAM : MR.JUSTICE J.M.PANCHAL

Date of decision: 06/03/96

ORAL JUDGEMENT

The order of detention dated October 28,1987 passed
by the Additional Chief Secretary, Home Department,
Government of Gujarat in exercise of powers conferred on
him by sub-section(1) of section 3 of the Conservation of
Foreign Exchange and Prevention of Smuggling Activities
Act,1974 against Farukh Kasamali Saiyad residing at (1)
Bengali Mension, Keshod Road, Mangrol, District Junagadh
(2) Hotel Bombay Palace, near Maratha Mandir, Bombay is
the subject matter of challenge in the present petition

which is filed under Article 226 of the Constitution of India.

Mr.S.P.Dave, learned counsel appearing for Respondent No.1 on instructions states that pursuant to report of the Advisory Board, the State Government has revoked the order of detention on February 3,1996 and the detenu is released. As the order of detention is revoked by the State Government and the detenu is released, in my view, the petition has become infructuous and deserves to be disposed of accordingly.

The petition, therefore, fails and is dismissed. Rule is discharged with no order as to costs. The petition stands disposed of as having become infructuous.
